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UNITED STATES COURT OF APPEALS

FOR THE THIRD CIRCUIT

21400 UNITED STATES COURTHOUSE

601 MARKET STREET

PHILADELPHIA 19106-1790

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215-597-2995

Middle (Harrisburg) Clerk of District Court  
(District)

Date March 29, 2005

Miller v. Horn  
(Caption)

C. of A. No. 00-9011

Joseph Daniel Miller  
(Appellant)

00-cv-00789  
(District Court No.)

Enclosures:

March 29, 2005 Certified copy of C. of A. Order by the Court/Clerk  
(Date)

\_\_\_\_\_ Released (Record) (Supplemental Record - First - Second - Third)

\_\_\_\_\_ Copy of this form to acknowledge receipt and return to C. of A.

\_\_\_\_\_ Record not released at this time until appeal(s) closed at No.(s) \_\_\_\_\_

\_\_\_\_\_ Please forward Certified List in Lieu of Record to this office.

\_\_\_\_\_ The certified copy of order issued as the mandate on \_\_\_\_\_  
is recalled.

/s/Gayle Burr (267)-299- 4921  
Deputy Clerk Telephone Number

Receipt Acknowledge:

\_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Date)

Rev. 3/13/00  
Appeals (Certified List in  
Lieu of Record)

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

March 23, 2005

No. 00-9011

JOSEPH DANIEL MILLER, Appellant

v.

MARTIN HORN, et al.

(M.D. of PA (Harrisburg) No. 00-cv-00789)

Present: ROTH, BARRY and SMITH, Circuit Judges.

Motion by Appellant to Appoint the Newly Created Capital Habeas  
Corpus Unit for the Federal Public Defender of the Middle District of  
Pennsylvania as Co-Counsel.

/s/Gayle Burr

Gayle Burr 267-299-4921

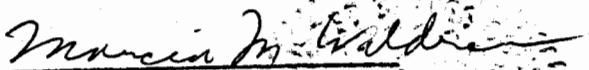
Case Manager

Case calendared at the convenience of the Court;  
Response due April 4, 2005.

**ORDER**

The foregoing motion is granted.

A True Copy:

  
\_\_\_\_\_  
Marcia M. Waldron,  
Clerk

By the Court

/s/ Jane R. Roth

Circuit Judge

Dated: March 29, 2005

nmb/cc: Matthew C. Lawry, Esq.  
Francis T. Chardo, Esq.  
Anne L. Saunders, Esq.